



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Authorizing City Manager to Execute Contract for 2012 Utility Frame and Cover Adjustment Project, Various Locations, with Teichert Construction, of Roseville (\$183,690) and Appropriating Funds (\$20,000)

MEETING DATE: June 20, 2012

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Adopt resolution authorizing City Manager to execute contract for 2012 utility frame and cover adjustment project, various locations, with Teichert Construction, of Roseville, in the amount of \$183,690, and appropriating funds in the amount of \$20,000.

BACKGROUND INFORMATION: This project consists of adjusting water valves and manhole frames and covers to grade, performing approximately 10,100 square feet of pavement repair at various locations throughout the City and other incidental and related work, all as shown on the plans and specifications for the project.

The pavement around the utility frames and covers at these locations has deteriorated, causing uneven surfaces. Many locations also have pavement failures that need to be repaired. This project will target the locations throughout the City, as presented in Exhibit 1.

This project is budgeted for Fiscal Year 2012/13. Staff is requesting an appropriation of \$20,000 to cover staff costs associated with the project.

Specifications for this project were approved on March 21, 2012. The City received the following seven bids for this project on April 17, 2012.

Bidder	Location	Bid
Engineer's Estimate		\$159,960
Teichert Construction	Roseville	\$183,690
A.M. Stephens Construction	Lodi	\$206,865
Flowline Construction	Sacramento	\$218,793
Central Valley Eng. & Asphalt	Roseville	\$219,392
Vinciguerra Construction	Jackson	\$225,250
Arrow Construction	Sacramento	\$256,000
Rolfe Construction	Atwater	\$258,060

FISCAL IMPACT: Reduction in annual maintenance costs

APPROVED:

Konradt Bartlam, City Manager

Adopt Resolution Authorizing City Manager to Execute Contract for 2012 Utility Frame and Cover Adjustment Project, Various Locations, with Teichert Construction, of Roseville (\$183,690) and Appropriating Funds (\$20,000)
June 20, 2012
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FUNDING AVAILABLE: Requested Appropriation:
Water Capital (181): \$10,000
Wastewater Capital (171): \$10,000

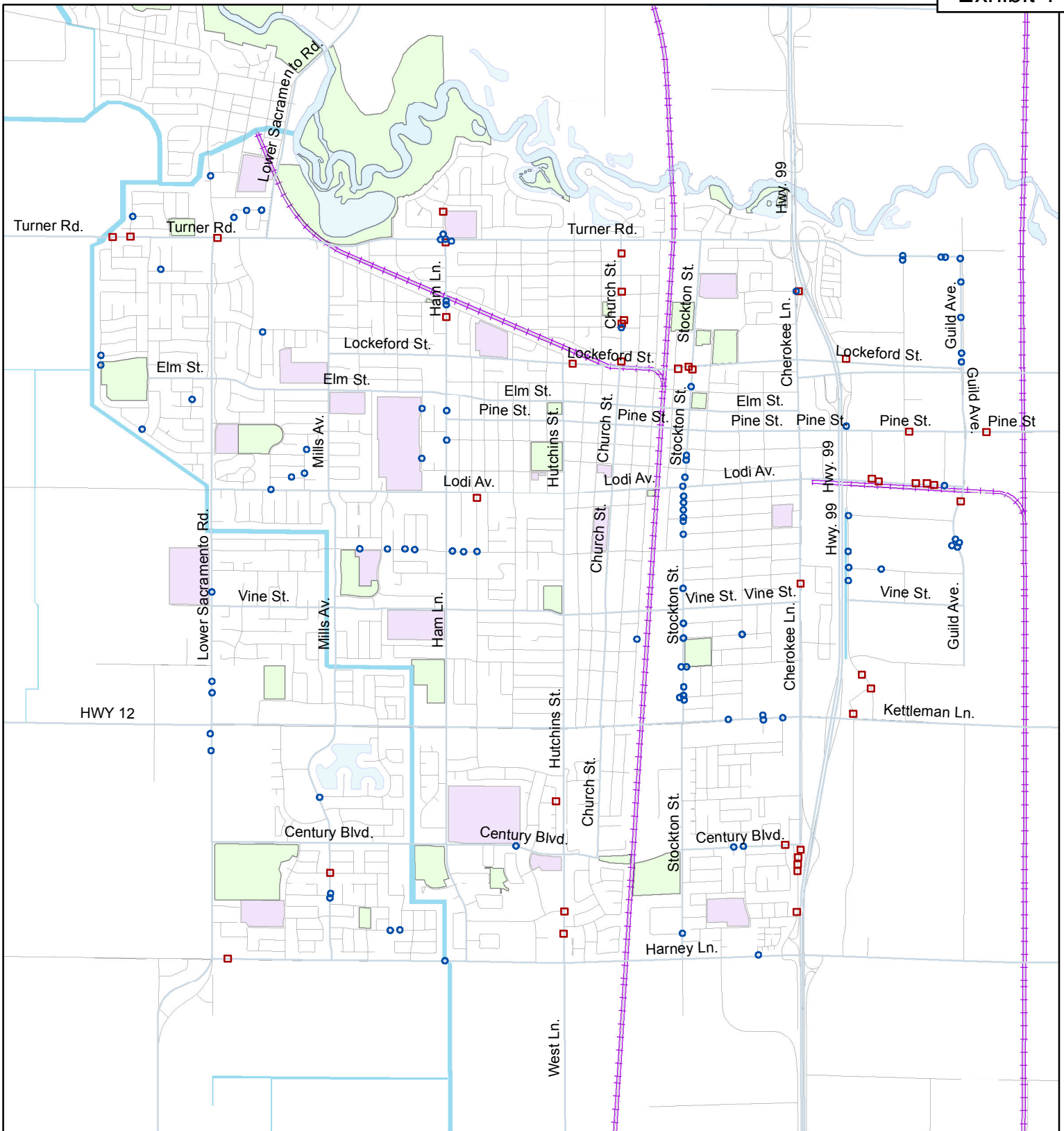


Jordan Ayers
Deputy City Manager/Internal Services Director



Wally Sandelin
Public Works Director

Prepared by Lyman Chang, Senior Civil Engineer
FWS/LC/pmf
Attachment
cc: Deputy Public **Works** Director – Utilities



Legend

- Utility Frame Adjustment
- Pavement Repairs



**2012 Utility Frame and Cover
Adjustment Project
Location Map**



1 in = 3,000 ft

**2012 UTILITY FRAME AND ADJUSTMENT
PROJECT, VARIOUS LOCATIONS**

CONTRACT

CITY OF LODI, CALIFORNIA

THIS CONTRACT made by and between the CITY OF LODI, State of California, herein referred to as the "City," and TEICHERT CONSTRUCTION, herein referred to as the "Contractor."

WITNESSETH:

That the parties hereto have mutually covenanted and agreed, and by these presents do covenant and agree with each other, as follows:

The complete Contract consists of the following documents, which are filed in the Public Works Department and which are incorporated herein by this reference, to-wit:

Notice Inviting Bids	The July 2002 Edition,
Information to Bidders	Standard Specifications,
General Provisions	State of California,
Special Provisions	Business and Transportation Agency,
Bid Proposal	Department of Transportation
Contract	
Contract Bonds	
Plans	

All of the above documents, sometimes hereinafter referred to as the "Contract Documents," are intended to cooperate so that any work called for in one and not mentioned in the other is to be executed the same as if mentioned in all said documents.

ARTICLE I - That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the City and under the condition expressed in the two bonds bearing even date with these presents and hereunto annexed, the Contractor agrees with the City, at Contractor's cost and expense, to do all the work and furnish all the materials except such as are mentioned in the specifications to be furnished by the City, necessary to construct and complete in a good workmanlike and substantial manner and to the satisfaction of the City the proposed improvements as shown and described in the Contract Documents which are hereby made a part of the Contract.

ARTICLE II - The City hereby promises and agrees with the Contractor to employ, and does hereby employ, the Contractor to provide all materials and services not supplied by the City and to do the work according to the terms and conditions for the price herein, and hereby contracts to pay the same as set forth in Section 5.600, "Measurement, Acceptance and Payment," of the General Provisions, in the manner and upon the conditions above set forth; and the said parties for themselves, their heirs, executors, administrators, successors and assigns, do hereby agree to the full performance of the covenants herein contained.

ARTICLE III - The Contractor agrees to conform to the provisions of Chapter I, Part 7, Division 2 of the Labor Code. The Contractor and any Subcontractor will pay the general prevailing wage rate and other employer payments for health and welfare, pension, vacation, travel time,

and subsistence pay, apprenticeship or other training programs. The responsibility for compliance with these Labor Code requirements is on the prime contractor.

ARTICLE IV - And the Contractor agrees to receive and accept the following prices as full compensation for furnishing all materials and for doing all the work contemplated and embraced in this agreement; also for all loss or damage arising out of the nature of the work aforesaid or from the action of the elements, or from any unforeseen difficulties or obstructions which may arise or be encountered in the prosecution of the work until its acceptance by the City, and for all risks of every description connected with the work; also for all expenses incurred by or in consequence of the suspension or discontinuance of work and for well and faithfully completing the work, and the whole thereof, in the manner and according to the Plans and Contract Documents and the requirements of the Engineer under them, to-wit:

Perform the necessary work to adjust water valves and manhole frames and covers to grade, and perform approximately 10,100 square feet of pavement repairs at various locations throughout the City of Lodi and other incidental and related work, all as shown on the plans and specifications for "2012 Utility Frame and Adjustment Project, Various Locations".

CONTRACT ITEMS

ITEM NO.	DESCRIPTION	UNIT	EST'D. QTY	UNIT PRICE	TOTAL PRICE
1.	Traffic Control	LS	1	\$ 16,780.00	\$ 16,780.00
2.	Pavement Repair	SF	10,100	\$ 7.60	\$ 76,760.00
3.	Adjust Manhole Frame and Cover to Grade	EA	30	\$ 700.00	\$ 21,000.00
4.	Adjust Water Valve Frame and Cover to Grade	EA	126	\$ 425.00	\$ 53,550.00
5.	Adjust Survey Monument Frame and Cover to Grade	EA	3	\$ 1,000.00	\$ 3,000.00
6.	Furnish Water Valve Frame and Cover	EA	126	\$ 100.00	\$ 12,600.00
TOTAL					\$ 183,690.00

ARTICLE V - By my signature hereunder, as Contractor, I certify that I am aware of the provisions of Section 3700 of the Labor Code, which requires every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this contract.

ARTICLE VI - It is further expressly agreed by and between the parties hereto that, should there be any conflict between the terms of this instrument and the Bid Proposal of the Contractor, then this instrument shall control and nothing herein shall be considered as an acceptance of the said terms of said proposal conflicting herewith.

ARTICLE VII - The City is to furnish the necessary rights-of-way and easements and to establish lines and grades for the work as specified under the Special Provisions. All labor or materials not mentioned specifically as being done by the City will be supplied by the Contractor to accomplish the work as outlined in the specifications.

ARTICLE VIII - The Contractor agrees to commence work pursuant to this contract within 15 calendar days after the City Manager has executed the contract and to diligently prosecute to completion within 35 WORKING DAYS.

WHEN SIGNING THIS CONTRACT, THE CONTRACTOR AGREES THAT THE TIME OF COMPLETION FOR THIS CONTRACT IS REASONABLE AND THE CONTRACTOR AGREES TO PAY THE CITY LIQUIDATED DAMAGES AS SET FORTH IN SECTION 6-04.03 OF THE SPECIAL PROVISIONS. CONTRACTOR AGREES THAT THIS AMOUNT MAY BE DEDUCTED FROM THE AMOUNT DUE THE CONTRACTOR UNDER THE CONTRACT.

IN WITNESS WHEREOF, the parties to these presents have hereunto set their hands the year and date written below.

CONTRACTOR:

CITY OF LODI

By: _____

Konradt Bartlam
City Manager

By: _____

Date: _____

Attest:

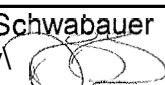
Title

City Clerk

(CORPORATE SEAL)

Approved As To Form

D. Stephen Schwabauer
City Attorney



1. AA# _____
2. JV# _____

CITY OF LODI
APPROPRIATION ADJUSTMENT REQUEST

6. REQUEST ADJUSTMENT OF APPROPRIATION AS LISTED BELOW

	FUND #	BUS. UNIT #	ACCOUNT #	ACCOUNT TITLE	AMOUNT
A. SOURCE OF FINANCING	171		3205	Fund Balance	\$ 10,000.00
	181		3205	Fund Balance	\$ 10,000.00
B. USE OF FINANCING	171	171049	1825.1850	2012 Utility Frame & Cover	\$ 10,000.00
	181	181049	1825.2150	2012 Utility Frame & Cover	\$ 10,000.00

7. REQUEST IS MADE TO FUND THE FOLLOWING PROJECT NOT INCLUDED IN THE CURRENT BUDGET

Please provide a description of the project, the total cost of the project, as well as justification for the requested adjustment. If you need more space, use an additional sheet and attach to this form.

Contract for 2012 Utility Frame and Cover Adjustment project with Teichert Construction.

If Council has authorized the appropriation adjustment, complete the following:

Meeting Date: _____ Res No: _____ Attach copy of resolution to this form.

Department Head Signature: Alwary Sanchez

8. APPROVAL SIGNATURES

Deputy City Manager/Internal Services Manager

Date

Submit completed form to the Budget Division with any required documentation.
Final approval will be provided in electronic copy format.

RESOLUTION NO. 2012-103

A RESOLUTION OF THE LODI CITY COUNCIL AWARDING
CONTRACT AND AUTHORIZING THE CITY MANAGER TO
EXECUTE CONTRACT FOR 2012 UTILITY FRAME AND COVER
ADJUSTMENT PROJECT, VARIOUS LOCATIONS, AND
FURTHER APPROPRIATING FUNDS

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WHEREAS, in answer to notice duly published in accordance with law and the order of this City Council, sealed bids were received and publicly opened on April 17, 2012, at 11:00 a.m., for 2012 Utility Frame and Cover Adjustment Project, Various Locations, described in the plans and specifications therefore approved by the City Council on March 21, 2012; and

WHEREAS, said bids have been checked and tabulated and a report thereof filed with the City Manager as follows:

Bidder	Bid
Engineer's Estimate	\$159,960
Teichert Construction	\$183,690
A.M. Stephens Construction	\$206,865
Flowline Construction	\$218,793
Central Valley Eng. & Asphalt	\$219,392
Vinciguerra Construction	\$225,250
Arrow Construction	\$256,000
Rolfe Construction	\$258,060

WHEREAS, staff recommends awarding the contract for 2012 Utility Frame and Cover Adjustment Project, Various Locations, to the low bidder, Teichert Construction, of Roseville, California, in the amount of \$183,690.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby award the contract for 2012 Utility Frame and Cover Adjustment Project, Various Locations, to the low bidder, Teichert Construction, of Roseville, California, in the amount of \$183,690; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute the contract; and

BE IT FURTHER RESOLVED that funds in the amount of \$20,000 be appropriated from the Water Capital and Wastewater Capital Funds for this project.

Dated: June 20, 2012

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I hereby certify that Resolution No. 2012-103 was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 20, 2012, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Johnson, Katzakian, and Mayor Mounce

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – Nakanishi

ABSTAIN: COUNCIL MEMBERS – None


RANDI JOHL
City Clerk